G. R. S. 58]

Previous references. 1923

Do 2444-22 (L-5) (Courts)
" 41-20-6.

File No. 207-23
Serial Nos. 1-9

Later references.
Do 496-25-4
" 496-25-4

Preserve

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Nine

Part B for December 1924

SUBJECT

Proposal to transfer cases falling under chapters 8 & 12, criminal procedure code for trial by the special first class magistrate, Chickmagalore in lieu of by the ex officio Asst Sessions Magistrate.

Gorop. 2939-41 & 9-12-24

To the Regr Chief Court
Dhd Kanara
Dig of police

directs that the cases under chapters 8 & 12 Cr. Procedure Code arising in the Kadur taluk by tried by the special first class magistrate at Chickmagalore

Mamasamudra Gengar
2/1/25.

B170

G. R. S. 11] 1924

GENERAL AND REVENUE SECRETARIAT.

(65)

NOTES.

File No. 207

FILE HEADING.

Exercise of preventive powers by the Honorary magistrates under the Separation Scheme

From

The Asst. Superintendent

Nve No. 966/24 Dated 26.2.24 Received

Diary No. 375	Enclos.	Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

States that representation was made by Jurors & Lawyers during his inspection of the Special Class magistrate's Court at Chittagong that the cases under Chapters 8 to 12 Cr.P.C. be tried by the Special magistrates instead of Honorary magistrates and that the Chief Court are of opinion that the representation may be given effect to so far as the Ka[illegible]

NOTES AND ORDERS. It is enclosed

(1) The question was considered and ordered that the present system may be continued. The Chief Court now suggest that even the cases under the preventive sections may be transferred to the Special magistrate from the Honorary magistrate

NOTES—First Sheet.

G. R. S. III-2

General and Revenue Secretariat.

C File No. 207 of 1924

3751 / 2

Serial No.

at least in Kadra Dt., the previous file C 244-22 (1405) is also submitted — wherein the question has been discussed in detail. whether an exception is to be made in the case of Chitnagalur is for orders. The Chief Court is in favour of an exception being made.

Dy 29/2/24 1/3 Dy

Dy Secy) Dy 1/3.

(2) The existing practice seems to be sound & all the Dist. Magistrates except that of Kadra are in favour of it as will be seen in the file submitted herewith. The Govt. were not moved in the matter of G.O of 1921

7/3/24 1/3 1st number)

(3) Since the number 2 of statement of the cases pending in the Civil Courts which may be taken up by the Special Bench under the amended Rules and the cases have been prepared may be called for

Dy 20/3

Dy 1/3 Dy 24/3

NOTE—Contn. sheet.

375/ 3

G. R. S. III-2,

General and Revenue Secretariat. | C5 File No. 207 of 1924

Serial No.

(4) & Statements showing the cases pending in the several magistrates' courts in all the Dts including the Ex officio magistrates' Courts have been received in another connection, which has been submitted. Instead of calling for the information, the return of the file referred to may be awaited.

(Ref No 3635) (5) Yes

26/3/24 cwg 26/3

Put

(6) Submitted with the statements from four districts. (Kadur, Mysore, Kolar and Mysore). This statement from Bangalore has not been received. Seeks for orders whether it has to be called for. The Statements called for reports to Ex officio magistrates. Please bring up.

4/4/24 cwg 4/4

(7) Submitted with a draft calling for the statement from the Bangalore Dt (8) Issue

7/4/24 cwg 7/4

2 To The D.C. Bangalore

No. P. 5692 dt 10. 4. 24.

Requests to forward a statement of cases pending in the Ex. Officio magts' Courts of the preventive sections of the Cr. P.

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. | C5 File No. 207 of 1923 4

Serial No. 3

From

The D.M. Bangalore

Letter no fc 6422/23-4 dt 10/5/24.

Forwards the statements of pending cases on 1.2.24 of the several Executive Magistrates' Courts in his district.

(9) The statements from all the Divisions where the Separation scheme has been introduced are submitted but (10) on a scrutiny thereof it is found that there are invariably quite a number of adjournments in each case. Reasons fall under the following heads mainly :-

(a) Absence of the Magistrate either on leave or out of headquarters.

(b) At request of parties - This is very common.

(c) Absence of Pleaders.

(d) Absence of witnesses.

(11) occasionally cases have posted to days which have turned out to be holidays. There is also a sprinkling of cases in which the cases have been adjourned for want of time and for non-service of processes, which

NOTE—Contn. sheet.

G. R. S. III-2]

4891/P

5-

General and Revenue Secretariat.

CS File No. 207 of 1924

Serial No.

not issued for want of time

(12) Subject into reference to members orders on 23/8/24 (1st member)

9955/27/5

(13) 2 sheets a consolidated statement showing for each district the date & Compt. wise number & disposals under each head Last Absence & one or two lines giving Request & Orders in these cases, absence & leave taken & reasons & Remarks &c.

(14) As the districts may have taken steps it will be necessary to keep people supplied from people & Koppa & Narasimha raj pura & if the Asst Comr in charge be absent & deprived & his powers.

Subd
14/7
Dy
15.7.

(15) Subd with a draft as regards para (14) above. After issue, a statement will be prepared as required in para (13)

16/7/24 Done & put up with statement ryd.

Subd
16/7/24

NOTE.—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. | Ch File No. 207 of 1923-4

Serial No.

4 To the Dist magte, ~~Tumkur~~ Kadur.

No P. 275—07 : 18.7.24.

States that the Ch. Ct recommends that the cases falling under chapter 8—12 of the Cr P C may be ~~tried~~ tried in his Dist ~~and~~ by the 1st class magte, Chikmagalur instead of being tried by the Ex-officio Asst. Comms. magte and enquires whether it will not inconvenience the people especially of Koppa and Narasimharajapura, if the proposal is sanctioned

Noted with a statement (Hasp B.) Reference para (13) above

6.8.24 8/8 The reply of the ~~DC~~ Magistrate of Kadur may be awaited

8/8

Secy

5 Hon

Hesp. M. Kadri. Letter no ~~12~~ dis 73 of 11 of the

States that it is desirable that cases falling under chapters 8 to 12 Cr P C should be tried by the special magistrate Chikmagalur.

He also agrees that it is no doubt inconvenient the people of Koppa and

NOTE—Contn. sheet.

Paramakudi to Ramanathapuram. This is created by the motor bus service between Kayathar and Ramanathapuram in the case of Kayathar people. The Tr. does not state anything about the inconvenience to the people of Paramakudi to Ramanathapuram. There was only one case from Paramakudi to Ramanathapuram. The same argument holds good in the case of Srivilliputtur people also. For quick despatch of work the proposal is recommended by the Addl. Judge.

After all the District Magistrate has got very few cases and there may not be any great difficulty for quick disposals. In Kayathar in 1921-22 he had only 14 cases, 1922-23, 10 cases and 1923-24 - 10 cases - To the people of Paramakudi and Srivilliputtur if the proposal is sanctioned there will be great inconvenience. The people of Srivilliputtur and Kayathar and Paramakudi to go to Dindigul for their second and third class cases. They would have to go to Dindigul for their revenue work do so to Krishnagiri on account of trial of cases under section 145 CrPC It will be some inconvenience: Here also there will be no great difficulty in the case of Dindigul

1484 8

G. R. S. III-2]

General and Revenue Secretariat. | C/- File No. 207 of 1924

Serial No.

The Sheriff Court Trichy prepare
It appears that the cases of Kadur
Taluk alone may be given to the
Trichy Magistrate Special I Class magistra
Dept Instead of issuing any general
orders it seems desirable to issue an
order to the effect that the cases falling
under Chapter 8 & 12 arising in the Kad
Taluk may be tried by the Special
First Class magistrate Trichinopoly
Dept for orders.

10.24

Dept

The Registrar Trichy Court Letter no 966 dt 11.10.24

Note that the D.M. Kadur has forwarded
a copy of letter addressed to Govt in the matter
of trial of cases under preventive sections
by the First class magistrate Trichinopoly
instead of sending the communication direct
Trichy Court

Dept

The reference was made to D.M. Kadur
direct from Govt. The D.M addressed Govt. in
reply and forwarded a copy to Trichy Court
for information as Head of Department. Govt

11.10.24

NOTE—Contn. sheet.

General and Revenue Secretariat.

(1587) 1627 9

No. File No. 207 of 1923

Serial No.

The Collector has sent the information required. It would be seen therefrom that the Collector considers that it would be inconvenient for the peshis from the distant talukas of Koppa, Narasimha Rajapura and Sringeri to travel to Chikmagalur.

The registers show that the number of cases pleaded in the Tarikere Sub-division in the years 1921-22, 1922-23 and 1923-24 is 7, 5 and 6 respectively while those for Kadur taluk are 7, 8 and 14 respectively.

The Collector is of opinion that the cases of Kadur taluk alone may be tried by the Special I class Magistrate. Seeing that the number of cases from the Kadur taluk is very few, it is perhaps unnecessary to change the existing practice.

3579 28/9/24

Chief —

(Post Number)

Accordingly noted in the statement of cases.

The Special Magistrate Chikmagalur has not proceeded there. The proposal to hold Sessions at Kadur as regards the Koppa cases by the Special Magistrate may be accepted.

28/9/24 28/9/24 28/9/24 28/9/24 28/9/24 28/9/24

NOTE—Contn. Sheet

C5 File No. 207 of 1924 | General and Revenue Secretariat.

Serial No.

Submitted with draft.

1.12.24

Approved

3.12

To

The Registrar, Civil Courts, Ootacamund & S.P. Nilgiris

No. 10 P 2939-41 dt 9.12.24. 7

Directing that the cases under Chapters VIII to XII of the Cr. P. Code pending or arising in the Kadur Taluk be tried by the Special First Class magistrate at Bhadravati ...

from

The Dist Kadur Letter No. P 233 dt 10.12.24. 8

Enquiries the word Kadur Taluk is due error for Kadur District in the order referred to above

Submitted

The word Kadur Taluk is no clerical error for Kadur Dt. After receipt the number of cases filed from each Taluk (as per statement furnished by the Dist Kadur Flag N) and from the letter in which the Dist States that there is some inconvenience to the people of Narasimharaja apura and Koppa in the proposed change of jurisdiction ~~which~~ ~~should~~ ~~be dropped~~ which is practically obviated by the daily bus service from Koppa to Chikmagalur. It was ordered that

NOTE—Contn. Sheet

2552

B193

General and Revenue Secretariat. | G- File No. 207 of 1924.

Serial No.	
	Only cases arising in the Kadur Taluk may be transferred to the Chikmagalur Special Magistrate's Court. If approved the Dy.
A/	Magte may be informed that it is no mistake. And proceedings
	13/12/24 A Mariadoss 15/12 15/12
	And write accordingly.
	15/12/24 16/12
16/12	To The Dy Magte Kadur
	No P. 3162 dy 9. 12. 24
	With reference to his letter dy 10. 12. 24 (SR 8) enquiring whether the words "Kadur Taluk" is a typographical error for Kadur only in G.O dy 9. 12. 24 (SR 7) stating that it is no mistake & that the G.O refers to the Kadur Taluk only.
16/12	

NOTE—Contn. Sheet

District	No of cases pending on 1-2-24	Details of adjournments granted. Pending enquiry by the Police	Absence of party or parties	At the request of the police	Request of parties or Counsels	Absence of Counsels	Absence of magistrates	Want of time to magistrate	Absence of witnesses	Absence of Prosecutor	Absence of Accused	Absence of Officers	Meeting result in a compromise	Pending for Less than 3 months	more than 3 months	more than 6 months
Bangalore	31	2	11	3	14	3	13	7	16		2		1	10	21	11
Kadur	10	~~nil~~	4	3	6	nil	5	3	4		1		nil	5	5	5
Mysore	48	2	18	nil	13	3	16	4	8		4		nil	15	33	21
Kolar	22	nil	5	nil	6	2	8	3	6		nil		nil	13	9	3
Shimoga	20	nil	11	nil	4	5	14	1	8		2		nil	8	12	8

1. The columns under details of adjournment are not exclusive. Some cases have been adjourned for almost all the reasons mentioned and more than once. For eg. if a case has been adjourned 3 or 4 times on account of absence of magistrate, it has been Calculated as once

2. As it was not possible to give the date of complaint in a consolidated statement ~~it~~ has been omitted. Instead, pendency of cases have been shown in 3 columns as less than 3 months, more than 3 months and more than 6 months. ~~In~~ the column "more than 3 months includes cases pending for more than 6 months".

27578

13

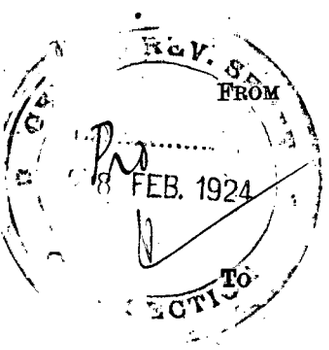
CHIEF COURT OF MYSORE

Telegraphic Address. "JUSTICE"

Bangalore, dated 26th Feb 1924

Roc No. 966/25-26

(Cts 20)-25-1



A. SREENIVASARAGAVACHARI, Esq., B.,A., B.L.,
Registrar, Chief Court of Mysore.

B. Nagappa, Esq., Bar-at-Law,
Secretary to Government,
Local & Legislative Depts.,
B A N G A L O R E.

SIR,

I am directed to advert to Government Notification No. J. 1156-65/Cts.41-20-6 dated 27th August 1921 directing that cases falling under Chapters 8 to 12 of the Criminal Procedure Code may be tried by the ex-officio Assistant Commissioner Magistrates and not by Special Magistrates appointed under the scheme for the ~~suppression~~ Separation of judicial and executive functions.

I am to state that during the inspection of the Special 1st Grade Magistrate's Court at ~~Chimangalore~~ Chikmagalur by Mr. Justice B.Subbanna, it was represented by the members of the Bar and others that it would be preferable besides conducing to speedy disposal if cases under Chapters 8 to 12 Criminal Procedure Code are tried in that Court instead of by the ex-officio Assistant Commissioner Magistrates as at present. The District Magistrate, Kadur whose opinion was invited on this point considers that as the work in the 1st Grade Magistrate's Court is not very heavy it is possible and even advisable that such cases are entertained and disposed of by that Court. He is also of opinion that the Treasury Officer at headquarters who is also the Personal Assistant to the Deputy Commissioner ~~and~~ has the revenue cases and income-tax work of the

Chikmagalore

Chikmagalore Taluk, will have considerable relief if such cases are entertained in the Special 1st Grade Magistrate's Court.

The Judges of the Chief Court, I am to observe, agree with the opinion of the District Magistrates and I am to suggest that the Government may be pleased to modify the Notification dated 27th August 1921 above referred to, so far as the Special 1st Grade Magistrate's Court, Chikmagalore is concerned and to permit and issue necessary instructions that cases falling under Chapters 8 to 12 Criminal Procedure Code, in the district of ~~Chikmagaloro~~ Kadur may be entertained (subject to the general powers of transfer being exercised by the District Magistrate when necessary in the ends of justice) in the Special 1st Grade Magistrate's Court instead of being tried by ex-officio Assistant Commissioner Magistrates.

I have thehonor to be,

Sir,

Your most obedient servant,

REGISTRAR. 26/2/24

TKV.

16

		12.5.23	Lawyer for 2nd Party absent	
		9.6.23	Witnesses not present	
		7.7.23	No hearing for Leg 1st party	
		27.7.23	On a/c General Holiday	
		11.8.23	Two witnesses were examined	2
		15.9.23	Witnesses not present	
		1.10.23	No hearing for Leg 1st party	
		8.11.23	2nd party absent on a/c illness	
		17.11.23	Lawyer for 2nd Party Coned not attend the Court on a/c of illness	
		29.11.23	do	
		5.1.24	Lawyers of both parties absent	
		19.1.24	Magistrate absent from HQ quarters	
6/1921.22	145 CPC	13.2.23	8.9.23	No hearing for both parties
		Case is in this Court on 29.11.23 & sent to City Magte Court for reference & remand result on 6.8.23	6.10.23	2nd party absent on a/c illness
			10.11.23	Witnesses not present
			15.12.23	Magistrate absent from HQ quarters
			19.1.24	do
10/1922.23	145 CPC	10.7.22	2.8.23	No hearing for Leg both parties
			16.8.23	Time granted to file Statements
			16.8.23	II 2nd party filed written Statements
			9.9.23	No hearing for Leg both parties
			23.9.23	do
			13.10.23	Witnesses not present
			27.10.23	File sent to District Magistrate
			29.11.23	No hearing for Leg Lawyer for 2nd party
			10.1.23	Reciever has appointed

Statement showing the Numbers of Criminal Cases pending on 1st February 1923 in the Court of the Assistant Commissioner & 1st Class Magistrate, Bangalore Rural Division

No. of Case	Nature of the Case	Date of institution	Date of adjournment	Reasons for adjournment	No. of witnesses examined	Remarks
1/1921-22	145 C.P.C	9.11.1921 but received in this Court on 29.11.22	23.12.22	On account of General Holiday		
			13.1.23	2nd party absent		
			17.2.23	No notice have not been served on 2nd party.		
			3/3.23	As the magistrate is on leave		
			21.4.23	witness not present		
			5.5.23	As changed for my 1st party		
			2.6.23	on a/c of General Holiday.		
			23.6.23	2nd party absent		
			19.7.23	Magistrate on leave		
			16.8.23	As changed for my the 2nd party		
			29.8.23	2nd party absent		
			22.9.23	one witness was examined	1	
			27.10.23	As changed for my 1st party		
			17.11.23	As the lawyer for 2nd party could not attend the Court		
			16.12.23	Magistrate absent from HQ quarters		
			4.1.24	do		
			25.1.24	do		
4/1921-22	do	28.11.21 but received in this Court on 29.11.22	21.12.22	witness not present		
			16.1.23	2nd party absent		
			16.2.23	Magistrate absent from HQ quarters		
			16.3.23	for want of time		
			28.4.23	Magistrate on leave.		

2/23.24	107 Cr.P.C.	1-8-23		Petition sent to the Police for enquiry & report. It is reported that a charge sheet has been placed before the 2nd Grade Magt. under Section 379 I.P.C. Result of the case awaited.
4/23.24	145 Cr.P.C.	12.9.23	8.10.23	Time granted to advocate for 2nd party to file Written Statement as prayed for.
			29.10.23	Advocate for 2nd party filed Written Statement on behalf of 2nd party
			23.11.23	1st party filed Written Statement
			22.12.23	1st party prayed for time to take out Summons to witnesses
			26.1.24	witnesses not present
5/23.24	145 Cr.P.C.	29.6.23	1-12-23	For want of time
			5-1-24	1st party filed Written Statement
			26-1-24	As prayed for by Counsel for 2nd Party
			30-1-24	2nd party filed Written Statement
			31-1-24	Case posted for evidence
6/23.24	109 & 110 Cr.P.C.	6.11.23	15-11-23	Nine witnesses were examined &
			21-11-23	witnesses not present
			3-12-23	Magistrate absent from HQ quarters
			15-12-23	do
			22-12-23	witnesses not present
			3-1-24	do
			16-1-24	Magistrate absent from HQ quarters
			26-1-24	Case reserved for orders.
7/23.24	145 Cr.P.C.	10.11.23	—	Pending enquiry before the Police
8/23.24	109 Cr.P.C.	21.12.23	3.1.24	Two witnesses examined &
	do		16.1.24	Magistrate absent from HQ quarters.
			26-1-24	As the Sub Inspector has not come.
9/23.24	145 Cr.P.C.	21.12.23		Pending enquiry before the Police

Assistant Commr. &
First class Magistrate
Bangalore City

26/4/24

	10.2.23	Two witnesses examined	2
	17.3.23	one witness examined	1
	17.4.23	for Time has no time to hear the Case	
	7.5.23	As prayed for by Counsel for 2nd party	
	19.5.23	Two witnesses, were examined	2
	6.6.23	As prayed for by 1st party	
	10.7.23	One witness was examined	1
	7.8.23	One witness was examined	1
	28.8.23	Holiday.	
	12.9.23	As prayed for by Counsel of both parties	
	29.9.23	for want of time	
	6.10.23	witnesses not present	
	27.10.23	one witness examined	1
	10.11.23	As prayed by the lawyer for 2nd party	
	24.11.23	— do —	
	8.12.23	Magistrate absent from the Quarters.	
	3.1.24	As prayed for by Counsel for 2nd party	
	18.1.24	Magistrate absent from the Quarters.	
20 / 22.25	14.6 C.P.C	4.6.23 27.8.23	for furnishing correct Survey no in dispute
		10.9.23	Advocate for 1st party absent
		24.9.23	As prayed for by Counsel for 2nd party
		8.10.23	As prayed for by 1st party.
		29.10.23	Correct Survey do have not been furnished. Adjourned granted for furnishing the same.
		12.11.23	As prayed for by Counsel for 2nd party
		1.12.23	for want of time to hear the Case.
		5.1.24	Case fixed for evidence
		24.1.24	Summons not issued to witnesses for want of time.

G. R. S. VI--G/32]

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SUBJECT .....

.....

.....

Diary No. of letter replied to .....

Section C5

File No. 207-23.

Serial No. 2

General and Revenue Secretariat

( )

, the *192*

No. JC 662

Date of issue 10/4/24

To

The D.C. Batticaloa

Signed by .....

Sir,

With reference to the correspondence ending with your letter No. JC 662 of 17.3.24 re the statement of Criminal cases pending in Revenue magistrate's courts in your District for the month February 1924 I am directed to state that statements of cases pending in the Batticaloa magistrate's courts under the preventive sections of the Criminal Procedure Code, have not been received and to request that the same may be furnished ~~forwarded~~ early

I have etc

Asst.

Govt.

7.4 for A.L.A.

W D 0692 - GPB—18000—16-8 23

7/4/24

Ms

164891

34891 P

Ms 207-23-3

From

To

Dated

Despatched

Received

General No.

No.

Enclosure No.

Sir, Referring to your letter No G 5692-23 -2 dated 10.4.24 calling for the statement of cases pending disposal in the Sf Office Registries in this District on 1-2-24 and the present position of this C.C. I have the honor to forward herewith the original statements

			1-1-24	Proceeded with the case for further hearing, the necessary witnesses being absent this day.		
5 23-24	Proceedings under Sec: 107 Cr. P.C.	4-10-23	3-11-23 17-11-23 26-11-23 8-12-23 6-1-24 31-1-24	The Prosecuting Inspectors absence, being busily engaged in the Special Magistrate's Court in a burglary case. After proceeding with the case till the evening, posted for further hearing Magistrate's urgent engagements regarding the Kicegal Visit arrangements Prosecuting Inspectors request-on account of some custody cases in the Special Court Owing to the new Prosecuting Inspector who had no instructions in the case. Want of time being engaged till the evening in Another Criminal Case		This Case is also disposed of Since
6 23-24	Proceedings under Sec: 145 Cr. P.C	8-11-23	3-12-23 8-12-23 16-1-24	Request-Of the 1st party to file written statements and witness list. Received written statements and witness lists and posted for evidence Absence of the Magistrate.		The enquiry in this case is now completed and the case is posted for Orders. V
7 23-24	—do—	8-11-23	3-12-23 8-12-23 17-1-24	Request-of parties to enable them to get their written statements ready Received written statements and posted for evidence Special request-Of the 1st party's Counsel owing to his engagement at the Chief Court		The 1st party's side is over and the 2nd party side is nearing Completion. There are only 3 more witnesses to be examined for the 2nd party. The Case is expected to be closed this month. The items of property indispute & the Nos: of witnesses on each side are un-usually large
8 23-24	—do—	10-11-23	28-11-23 3-12-23 3-1-24	Request-Of the parties for a little time to get their written statements ready Received written statements and witness lists posted for evidence Absence Of the witnesses for the 1st party.		This case is also disposed of now. V

Note:- The postings of cases have been with reference to a previously arranged programme of work for the month. The absence of the Magistrate from Headquarters on some of the dates of hearing, noted above, was necessitated by work of an urgent, unforseen, or special nature.

Cl. Cooper
Dated 3/5/1924

Navaneetham 3/5/24.
1st. Class Magistrate.
Cl. Cooper Sub Division

Statement Showing the Criminal Cases pending in the Assistant Commissioner and 1st Class Magistrate's Court Cossepet Sub Division on 1st February 1924 (Prepared as per District Magistrate's M. J.C. 642 of 1923-24 dated 5-2-1924)

No. of Case	Nature of the Case	Date of institution	Dates of adjournment	Reasons for adjournment	No. of witnesses examined	Remarks.
12 - 1923-24	Proceedings under Sec: 145 Cr. P.C.	27-6-1923	11-7-23	Illness of the Magistrate		This case is hence disposed of.
			4-8-23	Request of the 1st Party's Counsil to enable him to obtain Copies from the Civil Court for use in this Case.		
			18-8-23	Received written statements and witness lists and posted for evidence		
			1-9-23	Request for the 2nd Party.		
			1-10-23	Absence of the Magistrate from Head Quarters		
			10-11-23	Proceeded with the Case and posted for further hearing	3	
			5-12-23	Absence of the Magistrate.		
			5-1-24	Proceeded with the case and posted for further hearing	7	
1 - 23-24	do -	12-8-23	31-8-23	Request of the parties to enable them to get their written statements ready		This case is also hence disposed of.
			4-9-23	Received written statements & witness lists and posted for evidence		
			1-10-23	After proceeding with the case till late in the evening, posted for further hearing.	2	
			27-10-23	Absence of the Magistrate.		
			14-11-23	After proceeding with the case till evening, posted for further hearing.	3	
			4-12-23	Absence of the Magistrate.		
			2-1-24	After Closing the 1st party's side, posted for evidence of the 2nd party, the 2nd party witnesses not being present on this day.	4	
5 - 23-24	do -	17-8-23	31-8-23	Request of the parties to enable them to get their written statements ready.		This case is also hence disposed of.
			4-9-23	Special request of the 2nd party for a days time.		
			5-9-23	Received written statements and posted for evidence		
			4-10-23	Absence of the 1st party or his witnesses		
			2-11-23	Want of time, being engaged in motion Criminal Miscellaneous Case		
			11-11-23	Proceeded with the case and posted for further hearing, the other witnesses of the 1st party being absent.	4	
			6-12-23	Absence of the Magistrate.		

				14.12.23	I p's Counsel wants time to reply the objection
				8.1.24	Do — Do
				2.2.24	
9	Cris I 28.24	145 Cpe	7.9.23		Preliminary order passed
				19.9.23	Counsel want time to file written Statement
				28.9.23	II party files his written Statement
				3.10.23	I party files his written Statement
				26.11.23	I party & his witness absent
				23.11.23	Owing to the absence of witness
				8.12.23	Examined 2 witness for I p 2
				16.1.24	One more witness was Exd 1
				6.2.24	
10	Cris II 28.24	109 + 110 Cpe	6.11.23		Preliminary order passed
				15.11.23	4 accused persons are absent
				1.2.24	Three witness were Exd
5	Cris 53 28.24	80	6.7.23		Preliminary order passed
				14.7.23	II party's written Statement filed
				3.8.23	I p's witness absent
				9.8.23	Presiding Magistrate is absent
				15.8.23	At the request of Counsel on both sides Case adj
				7.9.23	— Do —
				19.9.23	— Do — for want of time
				29.9.23	— Do —
				12.10.23	— Do — Do —
				5.11.23	One witness for I party was Exd 1
				24.11.23	At the request of Counsel Case adj.
				13.12.23	5 witness were Examined 5
				9.1.24	II p's Counsel wants an adj as he has to obtain Certain Copies — Case adj to
				28.2.24	

6	4/23-24	144 Cpc	11.8.23.		Preliminary order passed-	Since disposed of
				3.9.23	At the request of II p's Counsel	
				15.9.23	objections heard & then adjd:	
				12.10.23	At the request of Police -	
				5.11.23	At the request of I party's Case adjd:	
				8.11.23	Do - of II party -	
				1.12.23	Do - II party's Counsel absent too weak -	
				14.12.23	At the request of II p's Counsel	
				9.1.24	Do - of I party's absence	
				1.2.24	Examined 2 witness - 2	
7	Cris 5/22-24	145 Cpc	13.8.23		Preliminary order passed.	
				1.9.23	II party wants time to file written Statement	
				4.9.23	II p's written Statement filed -	
				15.9.23	I p's witness absent - Case adjd:	
				3.10.23	At the request of Counsel on both Sides Case adjd:	
				16.11.23	I party & his witness absent.	
				24.11.23.	Examined in chief-5 witness &	
				13.12.23.	Owing to the absence of I party	
				7.1.24	Owing to the absence of certain documents - & adjd. to 2.2.24	
8	Cris 6/22-24	- Do -	4.9.23		Preliminary order passed -	Since disposed of
				15.9.23	Counsel on both Sides pray for an adjd:	
				19.9.23	Written Statement on both Sides filed.	
				8.10.23	I party's witness absent.	
				2.11.23	Counsel want time & adjd -	
				3.11.23	Do -	
				17.11.23	Do	
				8.12.23	II p's Counsel wants time to file an application -	

				7.5.23	Do — Do —
				1.6.23	Plan was ordered to be prepared
				3.7.23	plan not received ———
				14.7.23	Do
				4.8.23	Do
				3.9.23	Do — from Shekhawat.
				15.9.23	At the request of parties Case adj'd.
				1.10.23	Do — of Counsel —
				12.10.23	II p- is sick + wants time
				17.11.23	I p — Do — Do —
				1.12.23	As the magte has to attend District officers meeting case adj'd.
				14.12.23	One witness was examined /
				15/12/23	parties + Counsel pray for adj't.
				10.1.24	II p.s Counsel absent — adj'd to
				5.2.24	
3	Civil 21/22-23	-Do-	28.3.23		As this Case was transferred to Special I Grade magistrate Court. adjournments date not available — Transferred

22

4	Civil 2 / 23-24	145 Cr.P.C	5-7-23	Preliminary order passed	
			14-7-23	Parties want time to file written Statement	
			18-7-23	Parties filed their written Statements	
			2-8-23	At the request of parties Case adj:	
			11-8-23	Counsel on both side pray for adj:	
			4-9-23	One witness was partly Examined	
			5-9-23	— Do —	
			14-9-23	At the request of Counsel on both side Case adj:	
			8-10-23	For want of time Case adj:	
			3-11-23	As the Counsel want time Case adj:	
			15-11-23	neither the parties nor their Counsel present Hence adj:	
			23-11-23	Do — Do —	
			8-12-23	witness absent. Case adj.	
			15-1-24	Presiding magistrate is absent	
			16-1-24	For want of time Case adj:	
			17-1-24	2 witness were Exd till 6 pm + adj:	2
			24-11-23	Do — Do	
			3-12-23	Do — Do	
			15-12-23	6 accused persons absent	
			10-1-24	3 — Do — Do	
			5-2-24		
11	Civil 12 / 23-24	145 Cr.P.C	14-12-23	preliminary order passed	
			7-1-24	Both parties filed their written Statements	
			15-1-24	Presiding magistrate is absent from Head Quarters	
			16-1-24	Neither parties nor witness present.	
			18-2-24		
12	~~Do~~ 13 / 23-24	— Do —	10-1-24	preliminary order passed + adjourned	Sincerely/- [signature]
			18-2-24		

28/4/24. +1 Class magistrate Dorbeli Anwarbari

8·5·23	Owing to the absence Counsel on both sides
17·5·23	— Do — Do —
9·6·23	I p.s Counsel wants an adjt. to attend Reform Committee -
25·6·23	Magistrate is absent from Head Quarters
26·6·23	One more witness was Exd /
6·7·23	Owing to the absence of witness -
20·7·23	I p.s Counsel is absent -
3·8·23	II p.s Counsel is absent -
9·8·23	Magistrate is absent from Head Quarters
15·8·23	Cross Exn of Pw 6 was over /
7·9·23	I party's witness absent
19·9·23	— Do —
6·10·23	Presiding Magistrate is absent
10·10·23	witnesses absent -
16·10·23	— Do —
6·11·23	2 witnesses were Cross Examined -
15·11·23	Presiding Magistrate is absent from Head Quarters

12

				23.11.23	I party's witness absent.		
				3.12.23	One more witness was examined		/
				15.12.23	II party's Counsel is absent		
				10.1.24	II party died & his Counsel want adj.		
				5.2.24	II party's wife was made a party		
				5.3.24	3 more witnesses for II p. were examd.		
				26.3.24	II party absent & Counsel retired		
				29.3.24	Final order heard —		
2	Civil 12/22-23	145 C.P.C	22.12.22		Preliminary order passed.		Since disposed of
				29 1/23	Parties absent. notice to come		
				28.2.23	witness absent. Parties want adj.		
				1.3.23	I p. filed his written statement		
				21.3.23	witness absent -		
				2.4.23	Do — — Do —		

[redacted] Particulars of Criminal Cases pending in the Assistant Commissioner & I Class Magistrate's Court, Dodballapur Sub Division as on 1.2.1924.

Serial No:	No: of Case	Nature of the Case	Date of institution	Date of adjournments	Reason for adjournments	No: of witnesses to be examined	Remarks
1	Cris 8 / 22-23	145 Cr.P.C	27.11.22	[illegible]	Preliminary order passed		Since disposed of
				22.12.22	Parties not ready to file written Statement		
				3.1.23	At the request of parties -		
				16.1.23	To file list of witnesses.		
				23.2.23	II party pleads inconvenience + wants adjournment.		
				3.3.23	I party not brought his witnesses + wants adjournment.		
				22.3.23	6 witnesses were ~~ex~~ examined for I party	6.	
				4.4.23	II party's Counsel prays for an adjt: as witnesses are not ready.		

26.

G. R. S. VI—G/32]

SUBJECT .....

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Diary No. of letter replied to——————

General and Revenue Secretariat

( )

, *the* 192

Date of issue 18/7/24

Signed by W. Fks.

Section. C5

File No. 207-23

Serial No. 74.

No. 275

To

The D.m. Kadiri

Sir,

I am directed to state that the Chief Court recommends that the cases falling under Chapters 9 to 12 Criminal Procedure code may with advantage be tried in your District by the Special First ~~grade~~ class magistrate, Rekkawaleru instead of being tried by the Express Assistant Govt. magistrates. ~~and~~ They

over.

27

further state that you are of opinion that as the work in the First class magistrate's Court is not very heavy, it is possible and even advisable that such Cases (falling under chapters 8 to 12 Cr. P. Code) are entertained and disposed of by that Court instead of by the Treasury Assistant Court and Inspector magistrate which will give considerable relief to the latter officers. If the Chief Court proposal is sanctioned, I am to enquire whether it will not inconvenience the people especially of Kheppa and Narasimharajapura, as they will have to go all the way to Chikmagalur. An early reply is requested

Yours etc

W/16/7 W L Kelly

B/ WL
16/7

List of enclosures.

Copied by

Examined by

WD 2245--GPB—2,000—6-6-24

16864

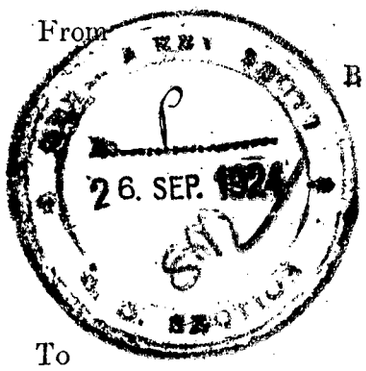
128 1484 P

No. ~~J.C.36/24-25.~~ D2Div 73 Office of the District Magistrate,
24-25 Kadur District.

Enc: One. *Chikmagalur, Dated* 24th September 1924

cb 207-23-5

From



B.Srinivasa Iyengar, Esq., B.A., B.L.,
DISTRICT MAGISTRATE,
KADUR DISTRICT.

To

B. Nagappa, Esq., Bar-at-Law,
SECRETARY TO THE GOVERNMENT OF
HIS HIGHNESS THE MAHARAJA OF MYSORE,
Local and Legislative Departments
BANGALORE.

SIR,

With reference to your letter No.P,275/Cts.207-23-4 dated the 18th July 1924, calling for further information in the matter of the proposal to -- transfer cases falling under chapters VIII and XII of the Criminal Procedure Code for enquiry by the First Class Magistrate, Chikmagalur, I have the -- honor to enclose a statement showing Talukwar the number of cases entertained in the Court of the Ex-Officio and First Class Magistrate, Tarikere, during the 3 years 1921-22 to 1923-24. It will be seen from this that there was only a single case from each of the Narasimharajapura and Sringeri Sub-Taluks and only 5 cases from the Koppa Taluk during the past 3 years. The largest number of cases is from the Kadur Taluk. I have ascertained public opinion during my visit to Narasimharajapura and Koppa. There is admittedly some inconvenience to the public in the proposed change, but it is practically obviated by the arrangement that has now come into vogue by the establishment of a direct daily bus service from Koppa to Chikmagalur. The bus will, it is understood, also carry mail from Chikmagalur to Koppa and vice-versa from 1st October 1924.

2. As there is undoubtedly greater despatch in the disposal of the cases under advertance in the event of their transfer to the Special First Class Court at Chikmagalur, I would strongly urge for the kind consideration and sanction of Government the recommendation made by the Hon'ble --

Chief

From

The District Magistrate,

Kadur District.

To

The ~~Chief~~ Secretary to

the Government of His Highness

the Maharaja of Mysore,

BANGALORE.

Dated

Despatched

Received

General No.

No.

Enclosure No.

SUBJECT

Chief Court in this behalf.

I have the honor to be,

Sir,

Your most obedient servant,

District Magistrate,

Kadur District.

K.L.N.

Statement showing the cases under chapters VIII to XII of C.P.C. filed during the past 3 years in the Court of the Assistant Commissioner and First Class Magistrate, Tarikere,(As per District Magistrate's No.J.C.36/24-25 dated 19th July 1924).

Sections	Tarikere			Kadur			Koppa			Narasimharajapur			Sringeri			
	1921-22	1922-23	1923-24	1921-22	1922-23	1923-24	1921-22	1922-23	1923-24	1921-22	1922-23	1923-24	1921-22	1922-23	1923-24	
Section 145 C.P.C.	2	3	2	4	4	3	2	0	3	-	-	-	-	-	-	Pending cases 4.
" 107 "	1	1	1	1	1	-	-	-	-	-	-	-	-	-	-	Kadur:- under S.145, No.9/22-23/C.P.C. since 22-5-1923
" 109, 110 "	1	-	-	1	-	1	-	-	-	-	-	-	1	-	-	No.10/23-24 under section 145 C.P.C. since 5-6-1924.
Breach of contract case	-	-	-	1	-	-	-	-	-	-	-	-	-	-	-	Tarikere:- No.8/23-24 under section 145 C.P.C since 19-2-1924.
Rule 4 Lunatic Asylum	-	-	-	-	-	-	-	-	-	-	1	-	-	-	-	Koppa:- No.5/23-24 under sec.145 C.P.C since 28-12-23.
Total	4	4	3	7	5	4	2	0	3	-	1	-	1	-	-	

District Magistrate,
Kadur District.

17863

1587
P 30

Telgm:
"JUSTICE"

CHIEF COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore 1st October 1924

R. O. C. No. 966
Dis-

Cls 207—24-6

1584

From

A. Sreenivasaragavachari, Esq., B.A., B.L.,
Registrar, Chief Court of Mysore.

To

B. NAGAPPA, Esq., Bar-at-Law,
Secretary to Government,
Local and Legislative Departments.

Sir,

I am directed to invite reference to letter No.J.C. 36/24-25 dated the 24th September 1924 addressed to you by the District Magistrate, Kadur, in the matter of a proposal to transfer cases falling under Chapters VIII and XII, Criminal Procedure Code for enquiry by the First Class Magistrate, Chickmagalur, and to state that the District Magistrate instead of forwarding his communication through the Head of the Department, viz., the Chief Court, has submitted it direct to Government, merely forwarding a copy of that letter to this Office for information. This procedure, I am to represent, does not appear to be in order. I am therefore to request that the Government may be pleased to issue instructions to the District Magistrate in question that such communications to Government should pass through the Chief Court.

I have the honour to be,

S i r,

Your most obedient servant,

A. Sreenivasaragavachari
REGISTRAR. 1/10/24

The reference was made to the D.M. Kadur direct from Govt. Hence the D.M addressed Govt. and forwarded a copy to the Chief Court. There seems to be nothing wrong in the procedure. The file referred to is with the Asst. Secy. (Cls 207/24)

11-10-24.

TMN/2

G.R.S. VI G 34]

SUBJECT.....

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.....

Diary No. of letter replied to.....

General and Revenue Secretariat

(|)

the | *192*

Date of issue.... 9/12/24

Signed by.....

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

Section Cb

File No. 207–23

Serial No. 7

Proceedings of the Government of His Highness the Maharaja of Mysore

IIX IIV

Read—

G.O no 1156-65/Cs 41-20-1 dt 27-8-24 directing that cases falling under chapters VIII to XII of the Criminal Procedure code may be tried by the Executive magistrates and not by special magistrates appointed under the Separation scheme.

2. Letter no Roc 9/66 dt 26-2-25 from the Registrar, High Court stating that during the inspection of the Special First Grade magistrate's court, Chikmagalur by Mr. Justice B. Subbarama Iyer, he was requested to make this observation that cases falling under chapters VIII to XII of Criminal Procedure code may also be tried by the Special magistrate, Chikmagalur.

Order Thereon No.

16

337-592

Cr. 207-23-8.P

D. M. 2.
No. C 233
Encs. 24-25

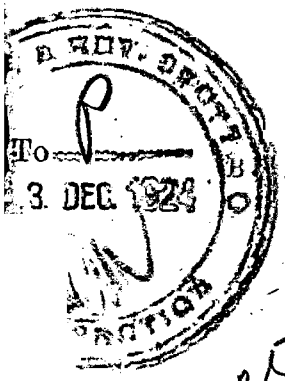
26831

OFFICE OF THE DISTRICT MAGISTRATE,
KADUR DISTRICT.

Dated Chikmagalur, 10th December 1924

FROM

B.Srinivasa Iyengar, Esq., B.A., B.L.,
DISTRICT MAGISTRATE,
KADUR DISTRICT.



To

B. Nagappa, Esq., Bar-at-Law,
SECRETARY TO THE GOVERNMENT OF
HIS HIGHNESS THE MAHARAJA OF MYSORE,
Local and Legislative DEPARTMENTS,
BANGALORE.

With reference to Government Order No.P.2939-41/Cts.207-1-7 dated the 9th instant, passing orders in the matter of the trial of cases falling under Chapters VIII to XII of the Criminal Procedure Code, I have the honor to request you to be so good as to instruct me whether it is the intention of Government that only the cases arising in the Kadur Taluk shoul be tried by the Special First Class Magistrate, at Chikmagalur, those arising in the rest of the Taluks being dealt with by the Ex-Officio Magistrates as heretofore, or whether the mention of the word ' Taluk' is a typographical error for "District".

I have the honor to be,
Sir,
Your most obedient servant,

District Magistrate,
Kadur District.

H.L.N.

G. R. S. VI—G/32]

34

SUBJECT.....

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*Diary No. of letter replied to*_____

Section C6
File No. 207-23
Serial No 9

SIR, General and Revenue Secretariat.

-2- ( )

, *the* *191*

No. 3162

Date of issue 19/12/24

Signed by M. [illegible]

To

The D. M. Kadur

Sir

With reference to your letter no je 233 / 10.12.24 enquiring whether the words 'Kadur Taluk' is a typographical error for 'Kadur district' in G.O. no P 2939-41/CS-207-23 dt. the 9th instant, I am directed to state that it is no error and the G.O. refers to the Kadur Taluk and not to the district. Have etc.

over.

16/12

Dy Secy

CS &
15/12/24